

10/26/03  
10/26/03

PTO/SB/05 (06-03)

Approved for use through 04/30/2005. GMB 051-0232  
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages **26**] (preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Rely on Prior Art
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [Total Sheets **84**]
5. Oath or Declaration [Total Sheets **2**]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 CFR 1.83(d))  
(for continuation/divisional with Box 18 completed)
  - i.  DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s)  
name in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
  - 6.  Application Data Sheet. See 37 CFR 1.66

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

 Continuation       Divisional       Continuation-in-part (CIP)      of prior application No.: .....

Prior application information: Examiner \_\_\_\_\_

Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The Incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

<input type="checkbox"/> Customer Number or Bar Code Label		(Insert Customer No. or Attach Bar code label here.)		OR	<input checked="" type="checkbox"/> Correspondence address below
Name	MARCUS L. BATES			City	ODESSA
Address	9002 SOUTH COUNTY ROAD 1312			State	TEXAS
Country	U.S.A.			Telephone	432-563-2885
Name (Print/Type)	MARCUS L. BATES	Registration No. (Attorney/Agent)	22,579		
Signature	<i>Marcus L. Bates</i>			Date	06/26/03

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and any suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1480, Alexandria, VA 22313-1480.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/60155  
06/26/03

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL

## for FY 2003

Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known	
Application Number	
Filing Date	HEREWITH
First Named Inventor	JAMES D. MAHAN
Examiner Name	
Group Art Unit	
Attorney Docket No.	#903

## METHOD OF PAYMENT (check all that apply)

<input type="checkbox"/>	Credit card	<input type="checkbox"/>	Money Order	<input type="checkbox"/>	Other	<input type="checkbox"/>	Note
<input checked="" type="checkbox"/> Deposit Account:							
Deposit Account Number	02-1265						
Deposit Account Name	MARCUS L. BATES						

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below       Credit any overpayments  
 Change any additional fee(s) during the pendency of this application  
 Change fee(s) indicated below, except for the filing fee  
 to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
7 101 740	2001 375	Utility filing fee	375.00
105 530	2002 165	Design filing fee	
107 510	2003 260	Plant filing fee	
108 740	2004 375	Release filing fee	
114 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ 375.00)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims - 20* =	Fee from below	Fee Paid
1 3	0	0	0
3 3	0	0	0

SUBTOTAL (2) (\$ 0.00)

\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SR after Examiner action	
115 110	215 55	Extension for reply within first month	
118 400	218 200	Extension for reply within second month	
117 920	217 480	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
131 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(d)	
128 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	248 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	Fee each additional invention to be examined (37 CFR § 1.129(b))	
179 748	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

## SUBMITTED BY

Name (Print/Type)	MARCUS L. BATES	Registration No. (Name/Year)	22,579	Telephone	432-563-2885
Signature	<i>Marcus L. Bates</i>				
Date	JUNE 26, 2003				

Complete if applicable

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2036.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

JAMES D. MAHAN

OUR FILE # 903

**NEW PATENT APPLICATION FOR INVENTOR: JAMES D. MAHAN  
ENTITLED: "MESSAGE TABLE FOR ADJUSTING SPINAL AREA"**

---

EXPRESS LABEL # ER 037 351 243 US  
DATE OF DEPOSIT: JUNE 26, 2003

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.01 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Box: "Patent Application", Washington, D. C. 20231.

Mailed By: JoAnn Bates, Secretary Signature:

---

ENCLOSED HEREWITH:

1. Acknowledgement postcard (self addressed and stamped);
2. \$375.00 Deposit Account Order for the filing fee, in full;
3. Express Mail Confirmation Letter, Itemizing the Application Contents;
4. Utility Patent Application Transmittal (PTO/SB/05 (03-01) (1 page);
5. Fee Transmittal For FY 2003 (PTO/SB/17 (----)) (1 page;  
(INCLUDES DEPOSIT ACCOUNT INFOMATION);
6. Patent Application Fee Determining Record (PTO/SB/06 (05-03) in  
duplicate;
7. Petition for Patent, 1 page;
8. Specification on 26 pages TOTAL, INCLUDING:
9. 13 Claims on 7 pages; AND,
10. Abstract on 1 page;
11. Declaration for Utility Patent Application (PTO/SB/01 (10-01) (2 pages);
12. Power of Attorney (PTO/SB/81 (02-01) (1 page);
13. 4 sheets formal drawings containing 10 Figures TOTAL, INDCLUDING "  
FIGURE 2A ";
14. Information Disclosure Statement by Applicant (PTO/SB/08A (04-03)  
1 page;
15. Copy 9 Prior Art References.

a:\cov-sht.exp